



Docket 17310

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Donovan	) Examiner: B. Bunner
	)
Serial Number: 09/371354	) Art Unit: 1647
	)
Filed: August 10, 1999	)
	)
For: INTRAPERICARDIAL BOTULINUM TOXIN	)
<u>TREATMENT FOR BRADYCARDIA</u>	) Irvine, California

15/k  
M.G.  
5/8/02  
(NE)

Assistant Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO OFFICE ACTION**

**I. The Office Action**

The February 25, 2002 office action in this application was a final office action (the "Office Action"). This response is filed with a Request for Continued Examination and the examiner is therefore asked to withdraw the finality of the Office Action, to enter this response and to consider the evidence presented herein.

**The Office Action:**

1. states that the application contains claims 12-13 and 35-36 drawn to a nonelected invention.
2. rejected claims 7, 9-10, 15-17 and 37-38 under 35 U.S.C. section 112, first paragraph.